

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION**

IN RE ZETIA (EZETIMIBE) ANTITRUST
LITIGATION

Related Cases:

FWK Holdings, LLC v. Merck & Co., Inc. et al,
2:18-cv-00023-RBS-DEM

and

Cesar Castillo, Inc. v. Merck & Co., Inc., et al,
2:18-cv-00039-RBS-DEM

and

*Rochester Drug Cooperative, Inc. v. Merck &
Co., Inc., et al*, 2:18-cv-00071-RBS-DEM

MDL No. 2:18-md-2836

Direct Purchaser Class Action

**DIRECT PURCHASER CLASS PLAINTIFFS’
MOTION FOR CONSOLIDATION, COORDINATION,
AND APPOINTMENT OF CLASS COUNSEL**

In accordance with Federal Rules of Civil Procedure 23(g)(1) and 23(g)(3), counsel for the direct purchaser plaintiffs in *FWK Holdings, LLC v. Merck & Co., Inc.*, 18-cv-0023-RBS-DEM (E.D.Va), *Cesar Castillo, Inc. v. Merck & Co., Inc.*, 18-cv-0035-RBS-DEM (E.D. Va.), and *Rochester Drug Co-Operative, Inc. v. Allergan, Inc.*, 18-cv-00108-RBS-DEM (E.D.Va.) (the “direct purchaser class actions”) hereby move for an order (1) consolidating the direct purchaser class actions, (2) coordinating the direct purchaser class actions with the end payer class actions and the action filed on behalf of retailer plaintiffs to the extent practicable, (3) appointing local counsel, lead counsel, an executive committee for the direct purchaser class actions and (4) appointing class counsel for the proposed direct purchaser class pursuant to Rule 23(g).

In support of this motion, the direct purchaser class plaintiffs file herewith a memorandum of law and a proposed order.

Dated: July 2, 2018

Respectfully submitted,

/s/William H. Monroe, Jr.

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Counsel for Rochester Drug Cooperative, Inc. and the Proposed Direct Purchaser Class

CERTIFICATE OF SERVICE

I hereby certify that on July 2, 2018, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send a notification of such filing (NEF) to all counsel of record who have made a formal appearance.

Dated: July 2, 2018

/s/ William H. Monroe, Jr.
William H. Monroe, Jr. (VSB No. 27441)